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Paper No. 05

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OCT 31 2003

In re Application of: :  
MARTIN, WILLIAM J. :  
Application No. 10/044,238 :  
Filed: January 14, 2002 :  
Attorney Docket No. 133/108 :

DECISION ON PETITION  
TO MAKE SPECIAL

This is a decision on the petition under 37 C.F.R. § 1.102, filed January 14, 2002, to make the above-identified application special.

Petitioner requests that the above-identified application be made special under the accelerated examination procedure set forth in the Manual of Patent Examining Procedure (M.P.E.P.) § 708.02, Section IV: Applicant's Age.

A grantable petition to make special under 37 C.F.R. § 1.102 and in accordance with M.P.E.P. § 708.02, Section IV, must include evidence showing that the applicant is sixty five (65) years of age or more. No fee is required for this petition.

The petition includes a Statement of age from the applicant as a showing that applicant is now sixty five (65) years of age or more.

Accordingly, the petition is granted.

An action in this application was mailed on October 20, 2003. The application will not be considered special for the subsequent action unless the applicant promptly makes a bona fide effort to place the application in condition for allowance, even if it is necessary to have an interview with the examiner to accomplish this purpose.

If the examiner finds any interfering application for the same subject matter, she or he should consider such application simultaneously with this application and should state in the official letter of such application that she or he is taking it out of its turn because of possible interference.


Should an appeal be taken in this application or should this application become involved in an

interference, consideration of the appeal and the interference will be expedited by all Patent and Trademark Office officials concerned, contingent likewise upon diligent prosecution by the applicant.

After allowance, this application will be given priority for printing. See M.P.E.P. § 1309.

The petition is granted to the extent indicated.

Inquiries regarding this decision should be directed to Lissi Mojica Marquis at (703) 308-2260.

  
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